

FILED

June 14, 2023

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
SAN ANTONIO DIVISION**

BY: NM
DEPUTY

JOHN LINTHICUM,

Plaintiff,

V.

**BEXAR COUNTY DETENTION,
UNIVERSITY HEALTH CARE
DETENTION SERVICES,**

Defendants.

CIVIL NO. SA:23-CV-00007-OLG

ORDER

Before the Court is United States Magistrate Judge Richard B. Farrer's Report and Recommendation (R&R), which recommends that this case be dismissed for failure to state a non-frivolous claim pursuant to 28 U.S.C. § 1915(e) and for failure to prosecute or comply with a court order pursuant to Federal Rule of Civil Procedure 41(b). (Dkt. No. 8.) Plaintiff was served with a copy of the R&R, *see* Dkt. No. 9, and the time to object has passed.¹ The Court has thus reviewed the R&R to determine whether it is clearly erroneous or contrary to law. *See United States v. Wilson*, 864 F.2d 1219, 1221 (5th Cir. 1989). It is not. Accordingly, the Court concludes that the R&R should be accepted.

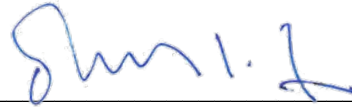
¹A party desiring to object to a magistrate judge's findings and recommendations must file and serve written objections within fourteen days after being served with the recommendations. 28 U.S.C. § 636(b)(1)(C); Fed. R. Civ. P. 72(b)(2). Service is made to the last-known address of the party, and service by mail is complete upon mailing. Fed. R. Civ. P. 5(b)(2)(C).

It is therefore **ORDERED** that Magistrate Judge Farrer's Report and Recommendation (Dkt. No. 8) is **ACCEPTED**. It is further **ORDERED** that Plaintiff's claims are **DISMISSED**.

This case is **CLOSED**.

It is so **ORDERED**.

SIGNED this 14th day of June, 2023.



ORLANDO L. GARCIA
United States District Judge